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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

RAMON MODESTO, Plaintiff, vs. HECTOR FIGUERORA, et al., Defendants.	CIV. NO. 15-495 (RA) NOTICE OF MOTION TO DISMISS
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To: **The Clerk of this Court and all parties of record:**

PLEASE TAKE NOTICE that the undersigned, attorneys for defendants Christian Gonzales and Peter St. John, shall move this Court, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure Dismissing all claims against these Defendants for failure to state a claim.

This motion is supported by the accompanying Brief.

A proposed form of Order is also submitted herewith.

Dated: Tinton Falls, New Jersey
October 22, 2015

Very truly yours,
KLUGER HEALEY, LLC

By: /s/ David A. Ward
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